

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Laurence G Wolf v City of Detroit**
Docket No. 279853

Christopher M. Murray, Chief Judge Pro Tem, acting in his authority as case manager of this original action under the February 5, 2008, order of Chief Judge Henry William Saad, orders:

That the motion to strike the affidavit is GRANTED. The affidavit, signed by a non-expert, is argumentative rather than a recitation of facts based upon personal knowledge. *June v School District No 11*, 283 Mich 533, 538; 278 NW 676 (1938); *Detroit Leasing Co v Detroit*, 269 Mich App 233, 236; 713 NW2d 269 (2005). As plaintiff admits, the affidavit's content is also redundant to what is contained in plaintiff's reply brief, where argument is properly set forth. MCR 7.212(C)(7).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

OCT 14 2008

Date

Sandra Schultz Mengel
Chief Clerk